



PATENT APPLICATION
Docket: 9565.3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|------------------------------------|---|----------|
| In re Application of: |) | |
| |) | |
| B. Tyler Clark et al. |) | |
| |) | |
| Application No.: |) | |
| 09/870,156 |) | |
| |) | Art Unit |
| Filing Date: |) | |
| May 30, 2001 |) | |
| |) | |
| Title: |) | |
| Switching Apparatus for Monitoring |) | |
| Catheter Signals and Performing |) | |
| Cardioversion Defibrillations |) | |

PETITION TO REVIVE

BOX: FEE
Honorable Commissioner for Patents
and Trademarks
Washington, D.C. 20231

Dear Sir:

The above-referenced application became unavoidably abandoned on August 23, 2002, due to failure of the Examining Attorney to receive a response to the outstanding Notice to File Corrected Application Papers mailed on July 27, 2001. Applicant never received the above-identified Notice to File Corrected Application Papers. The abandonment of this application was thus unavoidable.

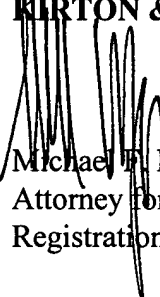
RECEIVED
OCT 04 2002
OFFICE OF PETITIONS

Applicant hereby petitions to revive the above-referenced case. Enclosed herewith is the petition fee as well as a declaration made pursuant to 37 CFR § 2.20.

DATED this 23 day of September, 2002.

Respectfully Submitted,

KIRTON & McCONKIE



Michael F. Krieger
Attorney for Applicant
Registration No.: 35,232

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60 East South Temple
Salt Lake City, UT 84111
(801) 321-4814

AVV/640668.1

**Petition For Revival Of An Application For Patent Abandoned
Unintentionally Under 37 CFR 1.137(b) (Small Entity)**

Docket No.
9565.3

In Re Application Of: B. Tyler Clark et al.

OCT 01 2002

Serial No.
09/870,156

Filing Date
May 30, 2001

Examiner
not yet assigned

Group Art Unit
n/a

Invention:

**SWITCHING APPARATUS FOR MONITORING CATHETER SIGNALS AND PERFORMING CARDIOVERSION
DEFIBRILLATIONS**

ASSISTANT COMMISSIONER FOR PATENTS

Attention: Office of Petitions

Box DAC

Washington, D.C. 20231

NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper response to a notice or
action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the
period set for reply in the Office notice or action plus any extension of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee--required for all utility and plant applications
filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. ☒ A proposed reply to the above-identified Office Action:

☒ is enclosed. ☐ was filed on _____

The proposed reply is in the form of: Petition to Revive and Declaration

2. ☐ The issue fee:

☐ is enclosed. ☐ was paid on _____

3. ☐ A small entity declaration:

☐ is enclosed. ☐ was filed on _____

4. ☒ The abandoned application was a:

☐ design application. ☒ utility application. ☐ plant application.

5. ☐ A terminal disclaimer (and fee) disclaiming a period equivalent to the period of abandonment is enclosed.

6. ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

10/12/2002 ANONDAF1 00000090 09870156

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OCT 04 2002

OFFICE OF PETITIONS

**Petition For Revival Of An Application For Patent Abandoned
Unintentionally Under 37 CFR 1.137(b) (Small Entity)**

**Docket No.
9565.3**

In Re Application Of: **B. Tyler Clark et al.**

**Serial No.
09/870,156**

**Filing Date
May 30, 2001**

**Examiner
not yet assigned**

**Group Art Unit
n/a**

Invention:

**SWITCHING APPARATUS FOR MONITORING CATHETER SIGNALS AND PERFORMING CARDIOVERSION
DEFIBRILLATIONS**

Calculation and Payment of Fees

Enclosed are the following fees:

7. ☒ Petition fee under 37 CFR 1.17(m) in the amount of: \$640.00
8. ☐ Fee for amendment in the amount of: _____
9. ☐ Fee for extension of time to reply to Office Action in the amount of: _____
10. ☐ Issue fee in the amount of: _____
11. ☐ Continuing application filing fee in the amount of: _____
12. ☐ Terminal disclaimer fee in the amount of: _____
13. ☐ _____

Total fees enclosed: \$640.00

The fee of **\$640** is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **500843**
- A duplicate copy of this sheet is enclosed.

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Serial No.
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Filing Date
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Group Art Unit
n/a

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DEFIBRILLATIONS**

Statement

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.


Signature

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PATENT TRADEMARK OFFICE

Dated:

Sept. 23, 2002

I certify that this document and fee is being deposited on *Sept. 23, 2002* with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.


Signature of Person Mailing Correspondence

Michael F. Krieger

Typed or Printed Name of Person Mailing Correspondence

CC: